

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Frank A. Skraly and Oliver P. Peoples

Serial No.: Continuation of 09/488,348 Art Unit: Not Yet Assigned

Filed: June 20, 2003 Examiner: Not Yet Assigned

For: *POLYHYDROXYALKANOATE BIOPOLYMER COMPOSITIONS*

Assistant Commissioner for Patents
Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §1.56 and 37 C.F.R. §1.97, Applicants submit an Information Disclosure Statement, including four (4) pages of Form PTO-1449. All of the documents cited below were cited by or submitted to the Patent Office in Application Serial No. 09/488,348, filed January 20, 2000, to which the present application claims priority. Pursuant to 37 C.F.R. §1.98(d), Applicants are not enclosing copies of these publications. Copies will be provided upon request, however.

This Information Disclosure Statement is being filed under 37 C.F.R. § 1.97(b) prior to a first Office Action on the merits. It is believed that no fee is required with this submission. However, should a fee be required, the Commissioner is hereby authorized to charge any required fees to Deposit Account No. 50-1868.

U.S. Patents

<u>Number</u>	<u>Issue Date</u>	<u>Patentee</u>	<u>Class/Subclass</u>
3,275,610	09-27-1966	Coty	260/80
4,477,654	10-16-1984	Holmes, et al.	528/361
5,534,432	07-09-1996	Peoples, et al.	435/240.4
5,798,235	08-25-1998	Peoples, et al.	435/135

Foreign Documents

<u>Number</u>	<u>Publication Date</u>	<u>Patentee</u>	<u>Country</u>
WO 99/14313	03-25-1999	Metabolix, Inc.	PCT

Publications

BRAUNEGG, et al., "Polyhydroxyalkanoates, biopolyesters from renewable resources: physiological and engineering aspects," *Journal of Biotechnology* 65:127-161 (1998).

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VALENTIN, et al., "Identification of 4-hydroxyvaleric acid as a constituent of biosynthetic polyhydroxyalkanoic acids from bacteria," Appl. Microbiol. Biotechnol. 36:507-14 (1992).

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WILLIAMS & PEOPLES, "Biodegradable plastics from plants," Chemtech 26:38-44 (1996).

YIM, et al., "Synthesis of Poly-(3-hydroxybutyrate-co-3-hydroxyvalerate) by recombinant *Escherichia coli*," Biotech. Bioengineering 49:495-503 (1996).

Remarks

This statement should not be interpreted as a representation that an exhaustive search has been conducted or that no better art exists. Moreover, Applicants invite the Examiner to make an independent evaluation of the cited art to determine its relevance to the subject matter of the present application. Applicants are of the opinion that their claims patentably distinguish over the art referred to herein, either alone or in combination.

Respectfully submitted,

Rivka D. Monheit
Rivka D. Monheit
Reg. No. 48,731

Dated: June 20, 2003

HOLLAND & KNIGHT LLP
One Atlantic Center
1201 West Peachtree Street, N.E.
Suite 2000
Atlanta, Georgia 30309-3400
404-817-8514
FAX 404-817-8588
www.hklaw.com

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Application Number

Continuation of 09/488,348

Filing Date

June 20, 2003

First Named Inventor

Frank A. Skraly

Group Art Unit

Examiner Name

Attorney Docket Number

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of

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OTHER ART -- NON PATENT LITERATURE DOCUMENTS

Examiner's Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²
		BRAUNEGG, et al., "Polyhydroxyalkanoates, biopolyesters from renewable resources: physiological and engineering aspects," Journal of Biotechnology 65:127-161 (1998).	
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				Application Number		Continuation of 09/488,348	
				Filing Date		June 20, 2003	
				First Named Inventor		Frank A. Skraly	
				Group Art Unit			
				Examiner Name			
Sheet	3	of	4	Attorney Docket Number	MBX 027 DIV CON		

OTHER ART -- NON PATENT LITERATURE DOCUMENTS			
Examiner's Initials*	Cite No. ¹	Included name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T ²
		LEE, et al. Appl. Microbiol. Biotechnol. 42(6): 901-909 (1995).	
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